

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE
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FLOOR DEBATE

February 5, 2001 LB 129

irrigation canal without a permit. Under this, there is some question as to whether that is legal at the present time; this would make that type of a use legal. Section 4 changes the appeals process and the requirement to appeal to the district court under the Administrative Procedures Act to allow an appeal directly to the appellate court, when decisions are made under the Industrial Ground Water Regulatory Act. That is the essence of LB 129. If you have any questions, I'd be glad to try and answer them.

SPEAKER KRISTENSEN: Discussion on the advancement of the bill, Senator Beutler.

SENATOR BEUTLER: Mr. Speaker, Senator Schrock, just a couple of questions so I can understand it a little bit better. Remind me with regard to cost sharing from the development fund, I think, in fact, and perhaps it's by rule and regulation, they do require some kind of cost sharing, do they not, on almost all projects?

SENATOR SCHROCK: Yes, they do, Senator Beutler.

SENATOR BEUTLER: Okay.

SENATOR SCHROCK: And it's usually a local cost share, and from my knowledge, I don't think there is...I don't believe there is federal money involved.

SENATOR BEUTLER: Okay, and...but that's...but that cost share is not statutory, or is it statutory? I couldn't find where it was in the statutes. Do they...is that...does that fluctuate and is that determined by the department?

SENATOR SCHROCK: You know, Senator Beutler, I believe the Natural Resources Commission sets the percentage that is...that is cost shared on, and it is set forth by policy by the Natural Resources Commission, and they determine the percentage that they will cost share with depending on the type of project it is.

SENATOR BEUTLER: Okay. Then on page 4 of the bill, there is